

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

**Telecommunications Division
Carrier Branch**

RESOLUTION T-16912

R E S O L U T I O N

Resolution T-16912. Cal-Ore Telephone Company (U-1006-C). Request for authority to grandfather the existing Voice Mail Services packages in tariff Schedule A-25, and to establish new offerings of Voice Mail packages to include in tariff Schedule A-25.

By Advice Letter No. 296, filed on December 8, 2004.

Summary

This Executive Director Action Resolution authorizes Cal-Ore Telephone Company (Cal-Ore) to grandfather the existing Voice Mail Services packages in tariff Schedule A-25, and to establish new offerings of Voice Mail packages to include in tariff Schedule A-25.

Background

By Advice Letter (AL) No. 296, filed on December 8, 2004, Cal-Ore requests authority to grandfather the existing Voice Mail Services packages for which equipment manufacturing has been discontinued and replacement parts are no longer available.

Cal-Ore requests a resolution approving grandfather the existing Voice Mail Services packages in tariff Schedule A-25, and to establish new offerings of Voice Mail packages to include in tariff Schedule A-25, effective January 17, 2005.

Notice/ Protests

Cal-Ore states that copies of the Advice Letter had been mailed to adjacent utilities and/or other utilities. Notice of AL No. 296 was published in the Commission Daily Calendar of December 10, 2004. No protest to this AL has been received.

Discussion

Telecommunications Division (TD) has reviewed Cal-Ore's Advise Letter No. 296, and its notification sent to its being current subscribers of Voice Mail Service. Also, TD has reviewed manufacturer Nortel Networks' letter dated November 1, 2001 to Cal-Ore which indicates that support for the old voice mail system is discontinued. Cal-Ore indicates that customers on the current billing records who have voice mail service may retain their service arrangement at the current rates for as long as they remain at their existing addresses. Cal-Ore has new equipment to provide the new voice mail offerings to subscribers of the existing voice mail offerings who have had their services grandfathered.

The new voice mail offerings have much more to offer. Cal-Ore proposed three new voice mail plans called: (1). Economy Mail Box which includes 9 calling features for \$3.95 per month; (2). Basic Mail Box which includes 18 calling features for \$6.60 per month; and (3). Enhanced Mail Box which includes 24 calling features for \$9.40 per month. These new packages will also be offered to the grandfathered customers if they wish to upgrade.

TD concludes that the existing Voice Mail Service customers have been well informed of the grandfathering and the new Voice Mail offerings to be offered by Cal-Ore. Therefore, Cal-Ore's request of authority to grandfather the existing Voice Mail Services packages, and to establish new Voice Mail Services offerings, effective January 17, 2005, is reasonable.

Resolution T-9598, dated March 22, 1977, authorizes the Executive Director to grant requests to freeze or limit Communications Utility Services of equipment that has been manufacturer discontinued.

Since the equipment to provision existing Voice Mail Service is manufacturer discontinued and replacement parts are no longer available, TD recommends that the Commission approve this filing.

We find TD's above recommendation reasonable.

Commission approval is based on the specifics of the Advice Letter and does not establish a precedent for the contents of future filings or for Commission approval of similar requests.

Findings

1. Cal-Ore requests authority to grandfather the existing Voice Mail Services packages, and to establish new offerings of Voice Mail Services.
2. The existing Voice Mail Services packages for which equipment manufacturing has been discontinued and replacement parts are no longer available as supported by the manufacturer Nortel Networks.
3. Cal-Ore had notified its existing Voice Mail Service subscribers that the existing Voice Mail Service will be grandfathered and the company will be offering new Voice Mail packages.
4. No comments to Cal-Ore's proposal have been received by the utility.
5. After reviewing AL No. 296, TD recommends that the Commission approve this filing.
6. Pursuant to the authority granted the Executive Director in Resolution T-9598, Cal-Ore's request to grandfather its existing Voice Mail Services packages, and to establish new offerings of Voice Mail packages, effective January 17, 2005, is reasonable and should be granted.

THEREFORE, IT IS ORDERED that:

1. Cal-Ore is granted authority to grandfather the existing Voice Mail Services packages in tariff Schedule A-25, and to establish new offerings of Voice Mail packages to include in tariff Schedule A-25.
2. AL No. 296 of Cal-Ore and accompanying tariff sheet shall be marked to show that they were authorized by California Public Utilities Commission Resolution T-16912 and its effective date of January 17, 2005.

Resolution No. T-16912
Cal-Ore AL No. 296/JHS

This Resolution is effective today.

I hereby certify that this Resolution was adopted by Executive Action Resolution on
December 28, 2004 .

/s/ STEVE LARSON

STEVE LARSON
Executive Director